

Resolution No.: 16-151
Meeting Date: 12/14/16 (AP2)

Re Eight-Hour Ozone Attainment Plan and RACT Demonstration)
Air Pollution Control District)
of San Diego County)

**RESOLUTION APPROVING THE
EIGHT-HOUR OZONE ATTAINMENT PLAN AND REASONABLY AVAILABLE
CONTROL TECHNOLOGY DEMONSTRATION FOR SAN DIEGO COUNTY**

On motion of Member Horn, seconded by Member Cox, the following Resolution is adopted:

WHEREAS, the federal Clean Air Act (CAA) requires the U.S. Environmental Protection Agency (EPA) to establish health-protective ambient air quality standards for common outdoor air pollutants, including ozone; and

WHEREAS, the EPA has established a national eight-hour-average ambient air quality standard for ozone at a level of 0.075 parts per million; and

WHEREAS, the CAA requires any area that does not meet a national ambient air quality standard for a pollutant to be designated nonattainment for that pollutant; and

WHEREAS, the national eight-hour ozone standard is not yet attained in San Diego County, notwithstanding the achievement of significant progress over the past two decades in improving the region's ozone air quality; and

WHEREAS, the EPA has designated San Diego County as a nonattainment area for the 2008 national eight-hour ozone standard; and

WHEREAS, pursuant to federal requirements, by January 1, 2017, the San Diego County Air Pollution Control District (District) must submit to the EPA, through the California Air Resources Board (ARB), a State Implementation Plan outlining the combination of local, state, and federal emission control regulations necessary to provide for attainment of the 2008 national eight-hour ozone standard by July 20, 2018; and

WHEREAS the District has prepared an Eight-Hour Ozone Attainment Plan and companion Reasonably Available Control Technology (RACT) Demonstration meeting or exceeding applicable requirements of the CAA, which include but are not limited to: (1) a baseline emission inventory (CAA §182(a)(1)); a major source emission statement rule and certification (CAA §182(a)(3)(B)); a New Source Review rule and certification (CAA §182(a)(2)); implementation of RACT in applicable source categories (CAA §182(b)(2)); implementation of Reasonably Available Control Measures (CAA §172(c)(1)); demonstration of Reasonable Further Progress (CAA §182(b)(1)); an attainment demonstration (CAA §182(c)(2)(A)); contingency measures (CAA §179(c)(9)); and a motor vehicle emission budget for transportation conformity (CAA §176); and

Resolution Approving the Eight-Hour Ozone Attainment Plan and RACT Demonstration

WHEREAS, to comply with federal RACT requirements, the District must submit three existing local rules, as denoted in the proposed RACT Demonstration, into the federal State Implementation Plan to be federally enforceable; and

WHEREAS, a notice of a public hearing and opportunity for public comment on the Eight-Hour Ozone Attainment Plan and RACT Demonstration was published at least 30 days prior to the public hearing; consistent with requirements of the CAA and federal regulation; and

WHEREAS, pursuant to the California Environmental Quality Act, California Code of Regulations Title 14, Section 15061(b)(3) and 15308, the proposed Eight-Hour Ozone Attainment Plan and RACT Demonstration are exempt from the provisions of the California Environmental Quality Act since it can be seen with certainty that there is no possibility that the activity in question may have a significant adverse effect on the environment, and as an action taken to assure the protection of the environment, where the regulatory process involves procedures for the protection of the environment.

NOW, THEREFORE, BE IT RESOLVED that the Air Pollution Control Board approves the Eight-Hour Ozone Attainment Plan and RACT Demonstration for San Diego County; and

BE IT FURTHER RESOLVED that the Air Pollution Control Board directs the Air Pollution Control Officer to submit this resolution and the accompanying Eight-Hour Ozone Attainment Plan and RACT Demonstration to the ARB for expeditious submittal to the EPA.

APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL

BY: PAULA FORBIS, SENIOR DEPUTY

The foregoing Resolution was passed and adopted by the Air Pollution Control District, County of San Diego, State of California, on this 14th day of December, 2016, by the following vote:

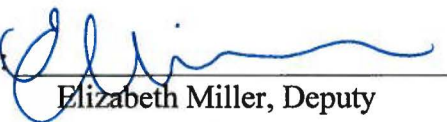
AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

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STATE OF CALIFORNIA)
County of San Diego)^{SS}

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the San Diego County Air Pollution Control Board.

DAVID HALL
Clerk of the Air Pollution Control Board

By 
Elizabeth Miller, Deputy



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